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TO: Examiner: Jessica T Stultz FROM: Robert J. Depke, Reg. No. 37,607FAX NO: (703) 305-8568

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Serial No.: 10/535,224
Art Unit: 2873
Filed: May 17, 2005
Attorney Ref.: 075834.00445**CERTIFICATION OF FACSIMILE TRANSMISSION**I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to facsimile no. 1-703-305-8568 on 12/6/07

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Total Number of Pages in This Submission

Application Number 10/535,224
Filing Date May 17, 2005
First Named Inventor Masanobu Tanaka
Art Unit 2873
Examiner Name Jessica T Stultz
Attorney Docket Number 075834.00445

ENCLOSURES (Check all that apply)

- ☐ Fee Transmittal Form
☐ Fee Attached
☐ Amendment/Reply
☐ After Final
☐ Affidavits/declaration(s)
☐ Extension of Time Request
☐ Express Abandonment Request
☐ Information Disclosure Statement

- ☐ Drawing(s)
☐ Licensing-related Papers
☒ Petition
☐ Petition to Convert to a Provisional Application
☐ Power of Attorney, Revocation
☐ Change of Correspondence Address
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☐ Request for Refund
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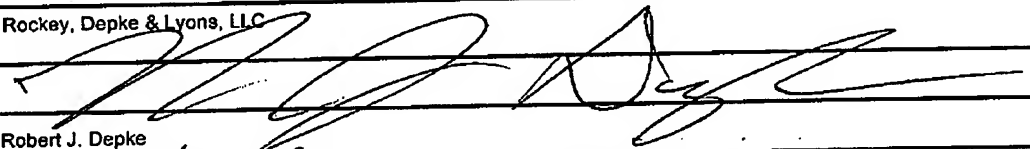
- ☐ After Allowance Communication to TC
☐ Appeal Communication to Board of Appeals and Interferences
☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
☐ Proprietary Information
☐ Status Letter
☐ Other Enclosure(s) (please identify below):

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☐ Reply to Missing Parts/Incomplete Application
☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53

Remarks

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Firm Name Rockey, Depke & Lyons, LLC
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Printed name Robert J. Depke
Date 12/6/07 Reg. No. 37,607

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PTO/SB/24B (11-07)

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Application Number	10/535,224
Filing Date	May 17, 2005
First Named Inventor	Masanobu Tanaka
Art Unit	2873
Examiner Name	Jessica T Stultz
Attorney Docket Number	075834.00445

Petition for Express Abandonment Under 37 CFR 1.138(d) to Obtain a Refund

I hereby petition to expressly abandon the above-identified application to obtain a refund of any previously paid search fee and excess claims fee in the application. Please refund any search fee and excess claims fee paid in this application.

☒ The Director is hereby authorized to credit the fee(s) to Deposit Account No. 50-3891.

NOTE: The provisions of 37 CFR 1.138(d) only apply to applications filed under 35 U.S.C. 111(a) on or after December 8, 2004. A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

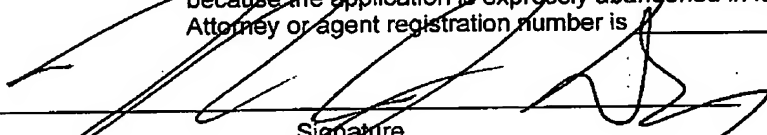
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I am the: ☐ applicant.

☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record. Attorney or agent registration number is 37,607.

☐ attorney or agent acting under 37 CFR 1.34, who is authorized under 37 CFR 1.138(b) because the application is expressly abandoned in favor of a continuing application.
Attorney or agent registration number is _____



Signature
Robert J. Depke

Typed or printed name

12/6/07

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Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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